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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON**

FRANKLIN F. TONEY,

Plaintiff,

v.

COMMISSIONER, SOCIAL SECURITY  
ADMINISTRATION,

Defendant.

**Case No. 3:19-cv-00967-SB**

**ORDER FOR FEES UNDER THE  
EQUAL ACCESS TO JUSTICE ACT, 28  
U.S.C. § 2412(d)**

It is hereby ORDERED that fees in the amount of \$7,991.21 shall be awarded to Plaintiff pursuant to the Equal Access to Justice Act, 28 U.S.C. § 2412(d). Attorney and paralegal fees in the amount of \$7,991.21 will be paid to Plaintiff's attorney, subject to verification that Plaintiff does not have a debt which qualifies for offset against the awarded fees, pursuant to the Treasury Offset Program as discussed in *Astrue v. Ratliff*, 560 U.S. 586 (2010).

If Plaintiff has no such debt, then the check shall be made out to Plaintiff's attorney, H. Peter Evans: 222 NE Park Plaza Drive, Suite 113, Vancouver, WA 98684. If Plaintiff has a debt, then the check for any remaining funds after offset of the debt shall be made out to Plaintiff and mailed to Plaintiff's attorney's office at the address stated above.

IT IS SO ORDERED.

DATED this 23rd day of November, 2020.



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HON. STACIE F. BECKERMAN  
United States Magistrate Judge

Proposed Order Submitted on November 20, 2020.

/s/ H. Peter Evans

H. Peter Evans, OSB 012532  
Attorney for Plaintiff